



House of Representatives

File No. 764

General Assembly

January Session, 2003

(Reprint of File No. 515)

Substitute House Bill No. 6664
As Amended by House
Amendment Schedules "A", "B" and "C"

Approved by the Legislative Commissioner
May 23, 2003

AN ACT CONCERNING CHILDHOOD NUTRITION IN SCHOOLS, RECESS AND LUNCH BREAKS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective July 1, 2003*) Each local and regional
2 board of education shall ensure that (1) each child, in the schools under
3 its jurisdiction, be provided with an opportunity for a lunch break that
4 is a minimum of twenty minutes every school day, and (2) each child
5 in grades kindergarten to five, inclusive, in the schools under its
6 jurisdiction, has the opportunity for physical activity for a minimum of
7 twenty minutes every school day or a minimum of one hundred
8 minutes every week, except that the planning and placement team
9 may develop a different schedule for a child requiring special
10 education and related services in accordance with chapter 164 of the
11 general statutes and the Individual With Disabilities Education Act, 20
12 USC 1400 et seq., as amended from time to time.

13 Sec. 2. (NEW) (*Effective July 1, 2003*) On and after September 1, 2003,
14 each local or regional board of education shall require the schools
15 under its jurisdiction to make available for purchase dairy products,

- 16 including low-fat dairy products, water, natural fruit juices and fresh
17 or dried fruit at all times when food or drink is available for purchase
18 in school buildings.

This act shall take effect as follows:	
Section 1	<i>July 1, 2003</i>
Sec. 2	<i>July 1, 2003</i>

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either House thereof for any purpose:

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

The bill which requires a minimum time for a lunch break and requires a minimum amount of time per day or week for physical activity (grades K through 5) will have no fiscal impact as districts should be able to accommodate these times within their current schedules.

House "A" limited a potential minimal revenue loss to the state and local and regional school districts by exempting certain food sales from being banned.

House "B" struck section 1 of the original bill that would have banned the sale of certain food items during school hours and thus eliminated a minimal revenue loss to the state and local and regional school districts.

House "C" was technical and had no fiscal impact.

OLR Bill Analysis

sHB 6664 (as amended by House "A," "B," and "C")*

**AN ACT CONCERNING CHILDHOOD NUTRITION IN SCHOOLS,
RECESS AND LUNCH BREAKS****SUMMARY:**

This bill directs school boards, starting September 1, 2003, to require the schools in their districts to make available for purchase (1) dairy products, including low-fat dairy products; (2) water; (3) natural fruit juices; and (4) fresh or dried fruit at all times when food or drink is available for purchase in school buildings.

The bill requires school boards to ensure that each child (1) in the district has an opportunity for a lunch break of at least 20 minutes every day and (2) in grades kindergarten through five has an opportunity for physical activity for at least 20 minutes per day or 100 minutes per week. It allows a special education student's planning and placement team to develop a different recess schedule for that student, if appropriate.

*House Amendment "A" (1) qualifies the fat restriction in the original bill to prohibit the sale of any item with more than eight grams of fat per one-ounce serving and (2) specifies that the food and beverage restrictions do not apply to items sold as part of a fundraiser or in connection with a state or federal school meal program.

*House Amendment "B" deletes the nutrition provisions in the original bill (File 515, as amended by House "A"), which prohibit school boards from allowing certain foods and beverages to be sold to students on school premises until after regular school hours. These products are (1) chewing gum; (2) candy; (3) soda water; (4) water ice; (5) coffee and tea; (6) juice products containing less than 10% full-strength juice by volume; and (7) any item containing more than eight grams of fat per one-ounce serving, except nuts, peanut butter, cheese, ice cream, butter, margarine, and salad dressing.

The amendment also eliminates a provision requiring the State Board

of Education, in consultation with the Department of Public Health, to adopt regulations to implement the nutrition restrictions. It also deletes a provision specifying that the food and beverage restrictions do not apply to items sold as part of (1) a fundraiser on behalf of a charitable organization or a student activity fund for which a contract is in effect as of June 30, 2003, for the contract's duration or (2) the National School Lunch Program or a local education agency's school breakfast or lunch program.

*Senate Amendment "C" requires schools to make healthy foods available whenever other foods and beverages are available for purchase in school buildings.

EFFECTIVE DATE: July 1, 2003

COMMITTEE ACTION

Education Committee

Joint Favorable Substitute

Yea 25 Nay 2